

RECEIVED

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MAR 11 1993

Dixie Resource Area Office
225 North Bluff Street
St. George, Utah 84770
(801) 673-4654

DIVISION OF
OIL GAS & MINING

3809
UTU-71139
(UT-045)

March 5, 1993

Certified Mail # 155 994 711 - Return Receipt Requested

Eugene Hodges
P.O. Box 997
La Verkin, Utah 84745

Dear Mr. Hodges:

This will acknowledge receipt and acceptance of your Notice for sandstone mining on the Ash Creek claims in T. 41 S., R. 13 W., sec. 10, SESW. The file for this project is designated as UTU-71139. A copy of the Dixie Resource Area conditions of acceptance are enclosed with this letter and are to be made a part of the Notice you submitted.

Copies of the information provided in this Notice has been forwarded to the Utah Division of Oil, Gas, and Mining (UDOGM). Therefore, you will not be required to provide this information to UDOGM. However, reclamation under this Notice is required within the specifications of the Utah Mined Land Reclamation Act.

This is to advise you that we are of the opinion that the subject material does not possess a unique property giving the deposit special and distinct value and, therefore, is a "common variety" mineral not subject to location under the mining laws. We have therefore requested a mineral examination to determine the validity of these claims. You are further advised that if a final determination by the Department of Interior is made that this material is, in fact, "common variety", you could be responsible to the United States for the value of this material, damage to the land, and administrative costs of recovering such compensation. It is therefore in your interest to maintain an accurate record of the material removed from this site.

Access to this site is through private property. It is your responsibility to acquire legal access through this property.

Sincerely,

Robert Douglas
Acting Area Manager

Conditions of Acceptance (3 pp)
!LG:ka:03-04-93:3-5-93

CONDITIONS OF ACCEPTANCE

Except for work to the extent necessary to preserve evidence of mineralization, and roads needed for the continuation of mineral-related exploratory operations, all work conducted under a mining Notice

(43 CFR 3809.1-3) must be reclaimed prior to beginning any work under a new Notice of Intent.

All operations conducted under this Notice will be conducted in a manner that will prevent unnecessary or undue degradation and provide protection of nonmineral resources of the Federal lands.

Native Vegetation: Where possible, major vegetation will be avoided.

Road Specifications: The access road on BLM administered land may be maintained to allow access, but shall not be improved or widened without written authorization from the BLM. Water bar drainage dips as shown on the attached drawing may be required if erosion occurs on the road.

Archaeological: A cultural survey was done, and no sites were identified in the specified work area. However, if any cultural and/or paleontological resource (historic or prehistoric site or object) discovered on public land shall be immediately reported to the Authorized Officer. All operations in the immediate area of such a discovery shall be suspended until written authorization to proceed is issued by the Authorized Officer.

Threatened or Endangered Species: If any species listed as threatened or endangered is encountered, the operator shall immediately suspend operations and report the incident to the Authorized Officer.

Refuse: The site shall be maintained in a sanitary condition at all times, and waste materials shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.

Annual Update: If operations contained in this notice extend for more than one year, the Authorized Officer must be notified on the anniversary of your notice. This notification is required regardless of the time period stated in the Notice.

Reclamation: Reclamation will consist of:

Reshaping the site to natural appearing contours and seeding with:

Common Name	Species	lbs/ac (PLS)
Globemallow	Sphaeralcea grossulariifolia	4
Indian ricegrass	Oryzopsis hymenoides (Paloma)	2
Sand dropseed	Sporobulus cryptandrus	5

These seed rates are for broadcast seeding. Revegetation will be acceptable when 75% of the existing ground cover of the desired species is obtained.

Notification of Reclamation: The Authorized Officer shall be notified when the required reclamation is completed. An inspection will then be made to determine the acceptability of the reclamation.